CP1616 IPW

Docket No. JBP0518

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Miri Seiberg et al.

Serial No. : 09/698,454

Art Unit: 1616

Filed

: October 27, 2000

Examiner: Marina Lamm

For

: Soy Depigmenting and Skin Care Compositions

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

April 19, 2005 (Date of Deposit)

Andrea L. Colby, Reg. No. 30,194 (Name of applicant, assignee, or Registered Representative)

/Andrea L. Colby/
(Signature)

April 19, 2005

(Date of Signature)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This copy is supplemental to the Information Disclosure Statement mailed on March 21, 2005, July 27, 2004, July 1, 2004, May 13, 2004, and December 27, 2001.

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the

information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information
Disclosure Statement is being filed either within three months
of the filing date of the above-identified national application
(other than a continued prosecution application under
§1.53(d)), within three months of the date of entry into the
national stage of the above identified application as set forth
in §1.491, or before the mailing date of a first Office Action
on the merits of the above-identified application, or before
the mailing date of a first Office Action after the filing of a
request for continued examination under §1.114, no additional
fee is required.
In accordance with §1.129(a), this Information
Disclosure Statement is being filed in connection with \Box the
first or Second After Final Submission, therefore:
Statement in Accordance with §1.97(e)
(attached); or
Please charge Deposit Account No. 10-
0750/ / the fee of $$180.00$ as set forth
in §1.17(p).

In accordance with §1.97(c), this Information

Disclosure Statement is being filed after the period set forth

in §1.97(b) above but before the mailing date of either a Final

Action under §1.113 or a Notice of Allowance under §1.311, or

an action that otherwise closes prosecution and that it is	
accompanied by one of:	
Statement in Accordance with §1.97(e)	
(attached); or	
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either a Final Action under §1.113 or a Notice of Allowance	
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Applicant(s) hereby petition(s) for consideration of this	
Information Disclosure Statement. Included are: Statement in	1
Accordance with §1.97(e) as set forth below and the fee of	
\$180.00 as set forth in §1.17(p).	
Copies of each of the references listed on the	
attached Form PTO-1449 are enclosed herewith.	
Copies of only foreign patent documents and non-	
patent literature are enclosed in accordance with 37 CFR 1.98	
(a)(2). (The U.S. patents and each U.S. patent application	
publication listed on the attached Form PTO-1449 are not	
enclosed because this U.S. patent application was filed after	
June 30, 2003 or this international application has entered the	ne
national stage under 35 USC §371 after June 30, 2003 (see USP)	го
waiver of requirement under 37 CFR 1.98 (a)(2)(i).	
□ There are no listed references which are not in the	
There are no listed references which are not in the	
English language.	
The relevance of those listed references which are	
not in the English language is as follows:	

	Attached	are d	copies	of	sear	ch re	port	(s) from	n	
correspon	ding pater	ıt app	plicati	on (s	s),	which	are	listed	on	the
attached :	Submission	unde	er MPER	60	9 D.					

Copies of the references listed on the search report(s) are included except for those previously cited in an IDS mailed .

Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/JBP0518/ALC. This form is submitted in triplicate.

Respectfully submitted,

/Andrea L. Colby/ Andrea L. Colby Reg. No. 30,194 Attorney for Applicants

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DATED: April 19, 2005

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(use as many sheets as necessary)
Sheet 1 of 1

to respond to a collection of information unless it displays a valid OMB control number.						
Confirmation Number	5753					
Application Number	09/698,454					
Filing Date	10/27/2000					
First Named Inventor	Miri Seiberg					
Group Art Unit	1616					
Examiner Name	Marina Lamm					
Attorney Docket Number	JBP0518					

U.S. PATENT DOCUMENTS U.S. Patent Document Date of Publication Pages, Columns, Lines, Name of Patentee or Applicant Kind Code Fyam Cite of Cited Document where relevant passages or of Cited Document Initials Number (if known) relevant figures appear No.1 mm-dd-yyyy **B1** Pillai et al. 06-04-2002 6,399,083

FOREIGN PATENT DOCUMENTS Foreign Patent Document Pages, Columns, Date of Lines, where relevant Publication of Name of Patentee or Cited Document passages or relevant T⁶ Exam Cite Applicant of Cited Document figures appear Initials KindCode5 mm-dd-yyyy Office³ Number⁴ No.1

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published 1 T2

Examiner	Date	
Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.